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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

RODNEY HERMANSON, an individual,

CASE NO: 2:19-cv-00656-RFB-EJY

Plaintiff,

vs.

CENTURY NATIONAL INSURANCE
COMPANY, a foreign insurance
company, DOES 1-100, and
ROES 1-X, inclusive,

Defendants.

**STIPULATION AND ORDER TO REOPEN DISCOVERY AND EXTEND DISCOVERY
DEADLINES TO ALLOW FOR THE DEPOSITIONS OF TWO WITNESSES
(SECOND REQUEST)**

IT IS HEREBY STIPULATED, by Plaintiff Rodney Hermanson, by through his
counsel of record Michael Hall, Esq. of the law firm of Hall & Jaffe and Defendant
Century National Insurance Company by and through its counsel of record Michael C.
Mills, Esq. of the law firm of Bauman Loewe Witt & Maxwell and pursuant to Local Rule
26-3, to reopen discovery and modify their discovery plan as follows:

1. Plaintiff filed his Complaint on March 21, 2019 in the Eighth Judicial
District Court, Case No. A-19-791544-C. Defendants removed the matter to the United
States District Court, District of Nevada on April 16, 2019. Plaintiff filed a First
Amended Complaint on May 2, 2019. Plaintiff filed a Second Amended Complaint on

1 May 3, 2019. Plaintiff filed a Third Amended Complaint on March 11, 2020. Defendant
 2 filed its Answer to Plaintiff's Third Amended Complaint on March 23, 2020 in the United
 3 States District Court, District of Nevada.

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 5 2. The parties held their F.R.C.P. 26 conference on November 18, 2019 and
 6 the court granted the parties' Stipulated Discovery Plan and Scheduling Order on
 7 February 21, 2017. In that original plan, the court ordered the following deadline dates:

8	Discovery Cut-Off:	06/01/2020
9	Last Day to Amend Pleadings:	03/03/2020
10	Expert Disclosure Deadline:	03/02/2020
11	Rebuttal Expert Disclosure:	04/02/2020
12	Dispositive Motions Deadline:	07/01/2020
13	Pre-Trial Order:	07/01/2020

14
 15 3. Plaintiff requested and the court granted an extension of discovery. The
 16 operative discovery deadlines are as follows:

17	Discovery Cut-Off:	CLOSED (09/01/2020)
18	Last Day to Amend Pleadings:	CLOSED (06/03/2020)
19	Interim Status Report:	CLOSED
20	Expert Disclosure Deadline:	CLOSED (07/06/2020)
21	Rebuttal Expert Disclosure:	CLOSED (08/05/2020)
22	Dispositive Motions Deadline:	CLOSED (10/01/2020)
23	Pre-Trial Order:	05/06/2024

24
 25 4. In compliance with Local Rule 26-3, the parties provide the following
 26 information regarding the discovery status:

(a) Discovery Completed pursuant to Fed. R. Civ. P. 26(a):**Defendants:**

Initial Disclosure	12/16/2019
First Supplemental Disclosure	01/21/2020
Second Supplemental Disclosure	03/03/2020
Third Supplemental Disclosure	06/22/2020
Fourth Supplemental Disclosure	08/18/2020
Fifth Supplemental Disclosure	09/21/2020
Sixth Supplemental Disclosure	10/06/2020
Seventh Supplemental Disclosure	04/21/2023
Plaintiff's Responses to Defendants RTP	04/02/2020
Plaintiff's Answers to Defendant Interrogatories	04/02/2020
Plaintiff's Responses to Defendant RTP2	04/02/2020
Plaintiff's Supplemental Responses	04/17/2020

Plaintiffs:

Initial Disclosure	12/20/2019
First Supplemental Disclosure	01/27/2020
Interrogatories to Defendant	02/23/2017
Defendant's Responses to RTA	02/20/2020
Defendant's Responses to RTP	03/02/2020
Defendants 1 st Supplemental Responses	06/24/2020
Defendant's 2 nd Supplemental Responses	08/12/2020

Depositions Taken:

Deposition of Defendant's Rule 30(b)(6)	10/08/2020
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1 (b) **Discovery that remains to be completed:**

- 2 • Deposition of Plaintiff Rodney Hermanson
- 3 • Deposition of Witness Jeffrey Dollinger, Esq.
- 4

5 (c) **Reasons why discovery was not completed:**

6 During discovery, Defendant did not take the deposition of Plaintiff because

7 Defendant felt that his deposition was not necessary to prepare its case. After the

8 close of discovery Plaintiff asked Defendant for a stipulation to depose Plaintiff

9 Hermanson because Plaintiff's health is declining. Defendant agreed to stipulate to

10 Plaintiff's deposition on the condition that the Defendant be allowed to take a

11 deposition as well.

12 Defendant named Jeffrey Dollinger, Esq. as its Defendant's Witness. Witness

13 Dollinger's office produced the coverage opinion letter on which Defendant relied on

14 declining its coverage. Defendant did not take his deposition during discovery because

15 he was Defendant's witness. Defendant now seeks his deposition because he informs

16 Defendant that he is busy and it will be a burden on him to be at trial.

17 The parties propose the Court reopen discovery to allow for these two

18 depositions only. Otherwise the discovery deadlines will remain closed.

19	Discovery Cut-Off:	CLOSED
20	Last Day to Amend Pleadings:	CLOSED
21	Interim Status Report:	CLOSED
22	Expert Disclosure Deadline:	CLOSED
23	Rebuttal Expert Disclosure:	CLOSED
24	Dispositive Motions Deadline:	CLOSED
25	Pre-Trial Order:	05/06/2024

26 The parties agree that the depositions of the two identified witnesses shall be

27 completed on or before July 19, 2024.

28

CONCLUSION

For the foregoing reasons, the parties herein respectfully request this Honorable Court to enter this Order to Reopen and Extend Discovery Plan and Deadlines to allow for the deposition of Plaintiff and Witness Dollinger only on or before July 19, 2024.

Approved as to Form and Content:

Dated: May 6th, 2024

Dated: May 6th, 2024

HALL JAFFE, LLP

BAUMAN LOEWE WITT & MAXWELL, PLLC

/s/ Michael R. Hall

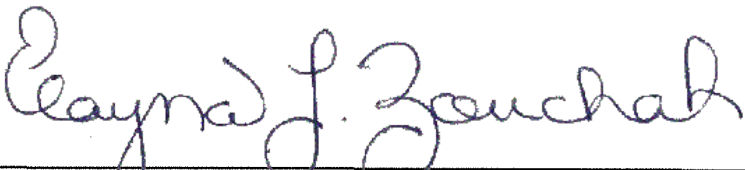
/s/ Michael C. Mills

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ORDER

IT IS SO ORDERED


~~UNITED STATES DISTRICT COURT JUDGE~~
UNITED STATES DISTRICT COURT MAGISTRATE JUDGE

DATED: May 6, 2023